

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA	:	Hon. Madeline Cox Arleo
	:	
v.	:	Crim. No. 24-407
	:	
TIMOTHY BOGEN,	:	
KEVIN FRINK,	:	
DION JACOB,	:	
QUINTON JOHNSON,	:	
DAVID LONERGAN,	:	
DAVID MCBRIEN,	:	
RODOLFO RIVERA,	:	
GREGORY RICHARDSON,	:	
MICHAEL TOAL, and	:	
DAMANY WALKER	:	<b>ORDER FOR A CONTINUANCE</b>

This matter having come before the Court on the joint application of Philip R. Sellinger, United States Attorney for the District of New Jersey (by Katherine M. Romano and Jessica R. Ecker, Assistant U.S. Attorneys, appearing) and defendants Timothy Bogen (by Michael Rubas, Esq., appearing), Kevin Frink (by Sarah Sulkowski, Esq., appearing), Dion Jacob (by Julian Wilsey, Esq., appearing), Quinton Johnson (by John McMahon, Esq., appearing), David Lonergan (by Bruce Rosen, Esq., appearing), David McBrien (by Michael Calabro, Esq., appearing), Rodolpho Rivera (by Dennis Cleary, Esq., appearing), Gregory Richardson (by Christopher Adams, Esq., appearing), Michael Toal (by Michael Chazen, Esq., appearing), and Damany Walker (by Michael Rosas, Esq., appearing), for an order granting a continuance of the proceedings in the above-captioned matter; and the defendants

being aware that he has the right to have this matter brought to trial within 70 days of the filing date of the indictment or the date of his appearance before a judicial officer of this court pursuant to 18 U.S.C. § 3161(c)(1), whichever is later; and the defendants, through their attorneys, having consented to this continuance and having waived such right; and one prior continuance having been entered; and for good cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

(1) This case is an unusual or complex case within the meaning of the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(B)(ii), in light of the number of defendants and the nature of the prosecution, such that it is unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself within 70 days;

(2) The discovery in the case is voluminous, consisting of, among other things, insurance claims data, billing records, text messages, video recordings, phone records, other electronic documents, bank records, and financial records, and additional time is necessary to ensure that, taking into account the exercise of diligence, defense counsel have sufficient time to review and inspect discovery and further investigate the charges in the matter;

(3) As a result of the foregoing, pursuant to Title 18, United States Code, Section 3161(h)(7)(A) and (h)(7)(B)(ii) and (iv), the ends of justice served by granting the continuance outweigh the best interest of the public and the defendant in a speedy trial.

IT IS, therefore, on this 2nd day of October, 2024,

ORDERED that this action be, and hereby is, continued under the Speedy Trial Act from the date this Order is signed through and including January 10, 2025; and it is further

ORDERED that the period from the date this Order is signed through and including January 10, 2025 shall be excludable in computing time under the Speedy Trial Act of 1974.



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HON. MADELINE COX ARLEO  
United States District Judge

Form and entry consented to:

/s/ Jessica R. Ecker

Katherine M. Romano  
Jessica R. Ecker  
Assistant U.S. Attorneys

/s/ Michael Rubas

Michael Rubas, Esq.  
Counsel for Defendant Timothy Bogen

/s/ Sarah Sulkowski

Sarah Sulkowski, Esq.  
Counsel for Defendant Kevin Frink

/s/ Julian Wilsey

Julian Wilsey, Esq.  
Counsel for Defendant Dion Jacob

*/s/ John McMahon*

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John McMahon, Esq.  
Counsel for Defendant Quinton Johnson

*/s/ Bruce S. Rosen*

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Bruce S. Rosen, Esq.  
Counsel for Defendant David Lonergan

*/s/ Michael Calabro*

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Michael Calabro, Esq.  
Counsel for Defendant David McBrien

*/s/ Dennis Cleary*

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Dennis Cleary, Esq.  
Counsel for Defendant Rodolpho Rivera

*/s/ Christopher Adams*

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Christopher Adams, Esq.  
Counsel for Defendant Gregory Richardson

*/s/ Michael Chazen*

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Michael Chazen, Esq.  
Counsel for Defendant Michael Toal

*/s/ Michael Rosas*

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Michael Rosas, Esq.  
Counsel for Defendant Damany Walker